

Reservation
from repeal.

SEC. 5. This act shall not repeal or supersede chapter 74 of the Laws of 1911 and acts amendatory thereof, or any part thereof.

Passed the Senate February 27, 1917.

Passed the House March 7, 1917.

Approved by the Governor March 14, 1917.

CHAPTER 124.

[H. B. 299.]

POWERS OF THIRD CLASS CITIES AS TO PUBLIC UTILITIES.

AN ACT relating to powers of city councils of cities of the third class, and amending section 16 of chapter 184, Session Laws of 1915 of the State of Washington.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 16 of chapter 184, Session Laws of 1915 of the State of Washington be amended to read as follows:

Power to
acquire and
operate pub-
lic utilities.

Section 16. The city council of such city shall have power to contract for supplying the city with water, light, power and heat for municipal purposes; to acquire, construct, repair and manage within or without such city, pumps, aqueducts, reservoirs, plants or other works necessary or proper for irrigation purposes or for supplying water, light, power or heat or any by-product thereof for the use of such city or the inhabitants thereof or any other person within such city, and to dispose of any excess of any such supply to any person within or without such city: *Provided*, That when such works or systems are owned by any city after being placed in operation no taxes shall be imposed for maintenance or operation, but such charges shall be paid from the earnings of such works or systems. Maintenance and operation herein mentioned shall include all necessary repairs, replacements, interest on any debts incurred in acquiring,

Earnings
to pay
maintenance
charges.

constructing, repairing or operating such plants or departments, and all depreciation charges, also four per cent per annum on the cost of such plant or system, which shall be determined by the bureau of inspection, to be paid into the current expense fund, except that where utility bonds have been or may hereafter be issued and are unpaid no payment shall be required into the current expense fund until such bonds are paid. General bonds may be issued to pay the original cost of such plants or systems, such bonds to be retired by general tax levies against all property of the city within its then present limits or such limits as thereafter extended, or such cost may be paid for by the issuance and sale of utility bonds as provided by sections 8006 to 8008, both inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington or as the same may be amended, but no such issue shall be authorized by the vote of less than three-fifths of the qualified electors voting at an election as therein provided. Extensions to plants may be made either by general bond issue, general tax levies, or in accordance with the statutes now in force or that may hereafter be enacted relative to local improvements. Rates shall be fixed by ordinance for supplying light, power, heat or water for commercial, domestic and irrigation purposes sufficient to pay all operating and maintenance charges hereinbefore referred to, and when a greater amount is produced than is necessary to meet said operating and maintenance charges the rates to the consumer may be reduced, or such excess amount over and above what is necessary for said operating and maintenance charges may be transferred to the current expense fund or to the indebtedness fund, at the option of the city council. Complete separate accounts for such municipal utilities shall be kept under the system and on forms prescribed by the bureau of inspection and supervision of public offices.

Bond issue
for original
cost.

Rates.

Passed the House March 3, 1917.

Passed the Senate March 7, 1917.

Approved by the Governor March 14, 1917.